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On

October 20, 2004

TOWNSEND and TOWNSEND and CREW LLP

By:

Valerie Peterson  
Valerie Peterson

PATENT

Attorney Docket No.: 020859-001310US  
Client Ref. No.: CIT 3650

*Fee Only*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Stephen R. Quake et al.

Application No.: 10/616,896

Filed: July 9, 2003

For: IMPROVED METHOD AND  
SYSTEM FOR SCANNING  
APERTURELESS FLUORESCENCE  
MICROSCOPE

Customer No.: 20350

Confirmation No. 1651

Examiner:

Technology Center/Art Unit: 2881

PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to examination of the above-referenced application, please enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 23 of this paper.

10/27/2004 FHTEK11 00000001 201430 10616896

01 FC:2201 132.00 DA  
02 FC:2202 225.00 DA

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<b>PATENT APPLICATION FEE DETERMINATION RECORD</b>						Application or Docket Number <b>10/616896</b>			
Substitute for Form PTO-875									
<b>CLAIMS AS FILED – PART I</b>									
(Column 1)		(Column 2)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY			
FOR	NUMBER FILED	NUMBER EXTRA		RATE	FEE	RATE	FEE		
BASIC FEE (37 CFR 1.16(a))									
TOTAL CLAIMS (37 CFR 1.16(c))		minus 20 =	*	X \$ _____ =		OR X \$ _____ =			
INDEPENDENT CLAIMS (37 CFR 1.16(b))		minus 3 =	*	X \$ _____ =		OR X \$ _____ =			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))				+ \$ _____ =		OR + \$ _____ =			
* If the difference in column 1 is less than zero, enter "0" in column 2.				TOTAL		OR TOTAL			
<b>CLAIMS AS AMENDED – PART II</b>									
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE	
Total (37 CFR 1.16(c))	145	Minus	** 117	= 28	X \$ 9 = 252		OR X \$ 18 =		
Independent (37 CFR 1.16(b))	15	Minus	*** 11	= 4	X \$ 44 = 176		OR X \$ 88 =		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ \$ 150 =		OR + \$ 300 =		
					TOTAL ADD'L FEE 428		OR TOTAL ADD'L FEE		
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE	
Total (37 CFR 1.16(c))	*	Minus	**	=	X \$ _____ =		OR X \$ _____ =		
Independent (37 CFR 1.16(b))	*	Minus	***	=	X \$ _____ =		OR X \$ _____ =		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ \$ _____ =		OR + \$ _____ =		
					TOTAL ADD'L FEE		OR TOTAL ADD'L FEE		
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE	
Total (37 CFR 1.16(c))	*	Minus	**	=	X \$ _____ =		OR X \$ _____ =		
Independent (37 CFR 1.16(b))	*	Minus	***	=	X \$ _____ =		OR X \$ _____ =		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ \$ _____ =		OR + \$ _____ =		
					TOTAL ADD'L FEE		OR TOTAL ADD'L FEE		

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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